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Attorney Docket No. 22338-00402

ART UNIT 1646
EXAMINER Dong Jiang
INVENTOR(S) Jian CHEN et al.
SERIAL NUMBER 09/854,280
FILED May 10, 2001
FOR IL-17 HOMOLOGOUS POLYPEPTIDES AND USES THEREOF

OCT 20 2004

RESPONSE TRANSMITTAL AND EXTENSION OF TIME REQUEST (IF REQUIRED)

THE COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Sir:

FEE CALCULATION FOR ENCLOSED RESPONSE and EXTENSION REQUEST (if any)					
	Claims Remaining	Highest No. Previously Paid	Number Extra	Rate	Additional Fee
Total Claims	12	20	0	\$18.00	0.00
Independent Claims	1	5	0	\$84.00	0.00
Surcharge For Multiple Dependent Claim First Added				+\$280.00	
<input type="checkbox"/> Applicant requests an extension of time for response to the outstanding Office Action. The large entity fee is					
TOTAL					0.00
<input type="checkbox"/> SMALL ENTITY STATUS (If applicable, divide TOTAL by 2) <input type="checkbox"/> Verified Statement enclosed, if not previously filed.					
<input type="checkbox"/> Reduction for Extension Fee of months already paid.....					
<input checked="" type="checkbox"/> OTHER: Notice of Appeal					330.00
TOTAL					330.00

☐ A check is enclosed to cover the fees as calculated above.

☒ The fees calculated above are to be charged to Deposit Account No. 18-1260

If for some reason applicant has not requested a sufficient extension of time and/or has not paid a sufficient fee for this response and/or the extension of time necessary to prevent the abandonment of this application, please consider this as a Request for an Extension for the required time period and/or an authorization to charge our Deposit Account No. 18-1260 for any fee which may be due. A duplicate copy of this sheet is enclosed.

SIDLEY AUSTIN BROWN & WOOD LLP

Apr. 29, 2004
1501 K Street, N.W.
Washington, D.C. 20005
(202) 736-8000

By: Jeffrey P. Kushan

Reg. No. 43,401

DCI 69673v1

OCT 20 2004

Patent Docket 22338-00402

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Jian Chen, <i>et al.</i>	Group Art Unit: 1646
Serial No.: 09/854,280	Examiner: Jiang, Dong
Filed: May 10, 2001	
For: IL-17 Homologous Polypeptides and Uses Thereof	

Honorable Commissioner for Patents
and Trademarks
Washington, D.C. 20231

Sir:

**NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS
AND INTERFERENCES (37 C.F.R. § 1.191)**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner, mailed on January 29, 2004, finally rejecting pending claims 61-72.

A Response Transmittal and Fee Authorization form, along with authorization to charge \$330.00 to Sidley Austin Brown & Wood's Deposit Account No. 18-1260 is respectfully submitted herewith. In addition, if the Response Transmittal and Fee Authorization form is missing, insufficient, or otherwise inadequate, or if a fee, other than the issue fee, is required during the pendency of this application, please charge such fee to Sidley Austin Brown & Wood's Deposit Account No. 18-1260. Please credit any overpayment to Sidley Austin Brown & Wood's Deposit Account No. 18-1260.

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Date: April 29, 2004

JPK/DAS/yea

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By: Jeffrey P. Kushan Reg. No. 43,401

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